

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

In re: GREGORY P WAPELHORST JR) CASE NO: 10-52128-659 Chapter 13
Debtor(s))
) Trustee's Objection to Confirmation
)
) Original confirmation hearing
) set for Jan 06, 2011 10:00 AM

TRUSTEE'S OBJECTION TO CONFIRMATION OF 1ST AMENDED PLAN

COMES NOW John V. LaBarge, Jr., Standing Chapter 13 Trustee, and for his objection to confirmation states as follows:

1. The plan does not provide sufficient funds to pay all creditors entitled to full payment, including fair market value of secured claims and priority debts. 11 USC Secs. 1322(a)(2) & 1325(a)(5)(B)(ii)
2. The plan contains insufficient funds to make the guaranteed repayment to general unsecured creditors.
3. The set monthly payments to be made by the Trustee exceed the plan payment.
4. Re #1 and #2 above, paragraph 5B of the plan calls for payment of a \$95,062 judgement lien with interest, but the plan base is only \$15,000.

WHEREFORE the Trustee prays the Court enter its order denying confirmation of the proposed plan.

/s/ John V. LaBarge, Jr.

DSD-351

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